THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

TAKEN UP WRIT PETITION No.26420 OF 2006
DATE: 04.01.2007

Between:

Vamshi Chaitanya, S/o Balasowraiah, 6-5-1, Subhashnagar, Nizamabad.

...

Petitioner

AND

1.The Station House Officer, III Town Police Station, Nizamabad and one another.

....Respondents

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AND

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TAKEN UP WRIT PETITION No.26420 OF 2006

ORAL ORDER: **(per the Hon'ble Sri Justice D.S.R.Varma)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up on the basis of a 'Telegram', dated 09.12.2006, sent by one Vamshi Chaitanya, S/o Balasowraiah, R/o Nizamabad, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that his mother by name Nirmala, w/o. Balasowraiah, R/o. Nizamabad, was illegally detained by the Sub-Inspector of Police, III Town Police Station, Nizamabad, and apprehending danger to her life.

3. On notice being issued, by this Court, the Sub-Inspector of Police, III Town Police Station, Nizamabad, filed a counter-affidavit, stating, *inter alia,* that since the alleged detenue was required in Crime No.206/2006 for the offence punishable under Section 3 (x) of S.C and S.T (POA) Act, 1989, of III Town Police Station, Nizamabad, she was arrested on 09.12.2006 and on the same day produced before the Additional Judicial First Class Magistrate, Nizamabad, who remanded the detenue to the judicial custody and that, subsequently, the alleged detenue was released on bail on 21.12.2006. It is further stated that on 09.12.2006 itself, the petitioner was informed about the arrest of his mother viz., the alleged detenue.

4. In view of the revelations in the counter-affidavit, we do not see any substance in the writ petition and the same is liable to be closed.

5. Accordingly, the writ petition is closed, at the stage of

admission. However, there shall be no order as to costs.

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D.S.R.VARMA, J

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P. SWAROOP REDDY, J

Dated: 04.1.2007

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